

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	CASE NO: C-2-00-588
vs.)	
)	
KEVIN D. SHORTS,)	MAGISTRATE JUDGE KEMP
aka KEVIN SHORTS,)	
SSN: 268-78-1160)	
Defendant,)	
)	
and)	
)	
Cleveland Clinic Foundation)	
)	
Garnishee.)	

WRIT OF CONTINUING GARNISHMENT

TO THE ATTENTION OF: Cleveland Clinic Foundation
Attn: Human Resources
1950 Richmond Road
Lyndhurst, OH 44124

An application for a Writ of Continuing Garnishment against the property of Defendant, Kevin D. Shorts, also referred to as "debtor" or "judgment debtor" (including but not limited to nonexempt disposable earnings), has been filed with this Court.

A judgment was entered against Kevin D. Shorts in Case No. C-2-00-588 on July 27, 2000 in the amount of \$6,850.50. The amount of said debt that remains unpaid and due and owing is \$7,899.98 (\$7,800.53 principal and \$99.45 interest) as of May 26, 2005, with additional interest accruing thereafter at the rate of 6.375 percent per annum.

The United States is represented by Deborah F. Sanders, Assistant United States Attorney, Southern District of Ohio, 303 Marconi Boulevard, Suite 200, Columbus, Ohio 43215-2401.

You are required by law to answer in writing, under oath, within ten (10) days, whether or not you have in your custody, control or possession, any property owned by the judgment debtor, including any and all equipment and/or monies.

You must file the original written answer to this Writ within ten (10) days of your receipt of this Writ with the United States District Clerk at:

Clerk U.S. District Court
85 Marconi Blvd.
Columbus, OH 43215

Additionally, you are required by law to serve a copy of this answer upon the judgment debtor at:

Kevin D. Shorts
13513 4th Avenue
Cleveland, OH 44112-3115

and upon the Government at:

Deborah F. Sanders
Assistant United States Attorney
Southern District of Ohio
303 Marconi Boulevard, Suite 200
Columbus, Ohio 43215-2401
(614) 469-5715

NOW THEREFORE, YOU ARE HEREBY COMMANDED to withhold and retain any property, equipment and/or monies in which the debtor has a substantial nonexempt interest and for which you are or may become further indebted to the judgment debtor pending further order of the Court.

Under the law, there is property which may be exempt from this Writ of Continuing Garnishment. Property which may be exempt and which is not subject to this order is listed on the attached Claim for Exemption Form. All nonexempt property belonging to Kevin D. Shorts must be held from and retained by you pending further order of the Court.

If you fail to answer this Writ or to withhold property in accordance with this Writ, the United States of America may petition the Court for an order requiring you to appear before the Court. If you fail to appear or do appear and fail to show good cause why you failed to comply with this Writ, the Court may enter a judgment against you for the value of the debtor's non-exempt property. It is unlawful to pay or deliver to the Defendant any item attached by this Writ. Additionally, you may be held liable for reasonable attorney's fees to the United States of America.

The garnishment shall terminate only by one of the following:

1. A court order quashing the Writ of Continuing Garnishment;
2. Exhaustion of property in the possession, custody or control of the garnishee in which the debtor has a substantial nonexempt interest (including nonexempt disposable earnings) unless the garnishee reinstates or re-employs the judgment debtor within 90 days after the judgment debtor's dismissal or resignation; or
3. Satisfaction of the debt with respect to which the Writ is issued.

Questions are to be directed to:

Deborah F. Sanders
Assistant United States Attorney
Southern District of Ohio
303 Marconi Boulevard, Suite 200
Columbus, Ohio 43215-2401
(614) 469-5715

June 6, 2005
Date

/s/ Terence P. Kemp
United States Magistrate Judge